

**CAUSE NO. 2021-12017**

**THOMAS RAMER CLARK,**

*Plaintiff,*

**v.**

**GRIDDY ENERGY LLC and  
GRIDDY HOLDINGS LLC,**

*Defendants.*

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**IN THE DISTRICT COURT OF**

**HARRIS COUNTY, TEXAS**

**151st JUDICIAL DISTRICT**

**PLAINTIFF'S NONSUIT AGAINST DEFENDANTS WITH PREJUDICE**

Plaintiff Thomas Ramer Clark ("Plaintiff") gives written notice of his nonsuit on all claims against Defendants Griddy Energy LLC and Griddy Holdings LLC (collectively "Defendants").

**INTRODUCTION**

1. Plaintiff Thomas Ramer Clark initiated a lawsuit against Defendants because he was charged excessive electricity prices during and because of Winter Storm Uri of February 2021. He asserted causes of action under the Texas Deceptive Trade Practice Act and for negligence, negligence per se, conversion, unjust enrichment, and declaratory and injunctive relief.

2. The lawsuit was stayed in the Court due to the commencement of Griddy Energy LLC's bankruptcy, *In re: Griddy Energy LLC*, Cause Number 21-30923 (MI), pending in the United States Bankruptcy Court for the Southern District of Texas, Houston Division.

3. Prior to the bankruptcy's commencement, the Original Petition was the only pleading on file in the lawsuit.

**NOTICE OF NONSUIT**

4. Plaintiff requests a dismissal of the lawsuit with prejudice.

September 3, 2021

Respectfully submitted,

**THE POTTS LAW FIRM, LLP**

/s/ Derek H. Potts

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**ATTORNEYS FOR PLAINTIFF**

**CERTIFICATE OF SERVICE**

Pursuant to the Texas Rules of Civil Procedure, I hereby certify that the foregoing was served on all parties on this 23<sup>rd</sup> day of September 2021.

/s/ Derek H. Potts  
Derek H. Potts